

CITY OF MILPITAS
COMMUNITY ADVISORY COMMISSION
MILPITAS CITY HALL FINANCE CONFERENCE ROOM
UNAPPROVED MINUTES
May 17, 2004

**I.
Call to Order
and Roll Call**

Chair Iloreto called the meeting to order at 7:00 p.m. Present were Commissioners Abelardo, Cook (7:03 pm), Pham, Mohsin, and Ranker (7:03 pm) Alternates present were Commissioners Fang, Lind, and Luna Absent: Commissioners Lee, Mandal, Queenan, and Robinson

**II.
Seating of
Alternates**

Alternates seated: Luna, Lind, and Fang

**III.
Pledge of
Allegiance**

Commissioner Pham led the Pledge of Allegiance.

**IV.
Approval of
Agenda**

MOTION to approve the Agenda as submitted.

M/S: Lind, Abelardo

Ayes: 7

**V.
Approval of
Minutes**

MOTION to approve the minutes of May 5, 2004.

M/S: Lind, Luna

Ayes: 7

**VI.
Announcements**

There were no announcements.

**VII.
Citizens' Forum**

Chair Iloreto invited members of the audience to address the Commission on any item not on the agenda. There were no requests.

**VIII.
Liaison Reports**

A. City Council

Under approval of the agenda, the standing item was postponed to the next regular CAC meeting of June 2, 2004.

**IX.
Old Business**

There was no old business.

X.
New Business

a. Draft Ethics Code, Behavior Standards and Implementation Plan.

Staff stated that the draft Code of Ethics and Behaviors Standards were reviewed at the last Code Preparation workshop. Since then the steering committee, with the assistance of the consultant, has made some revisions and fine-tuning of the Code and the Implementation Plan. The Behavioral Standards have been refined since they were reviewed at the last code preparation workshop however the steering committee has not viewed the changes that the consultant has made. All three documents are going forward in the form of a resolution to the City Council for adoption on June 1, 2004. There is a change on item # 7 of the implementation measures of the Implementation Plan which is that the consultant is recommending that lobbyists are required to disclose any kind of relationships they have had related to campaign lobbying efforts.

Staff reviewed the implementation measures for the Commission. They are:

1. When possible, conducting moments of reflection at the end of Council, Commission and staff meetings assessing how well the code was practiced at the meeting.
2. Publicly recognizing at the annual Board and Commission dinner those who have been extraordinary role models of the code's values.
3. Holding a campaign candidates workshop on how to conduct a political campaign consistent with the code.
4. Conducting a post-election assessment session in December/January to evaluate how well code promises were kept with CAC sponsored sessions after all future elections that would precede an ethics code and ethics program evaluation and updating process.
5. Seeking partners who can also hold candidates accountable.
6. Discouraging use of the County Ethics Foundation.
7. Securing an "ad watch" program sponsor or sponsor of web space for candidates to respond to opponent's claims made within the last few days of the election.
8. Producing a public information program to educate voters on how to determine whether a candidate is ethical.
9. Requiring candidate disclosure of all their lobbyists to whom they've paid \$500 or more to communicate with city officials to influence city legislation or decisions.
10. Considering programs related to campaign funding.
11. Instituting a process for complaints that would be adjudicated by a paid, team of ethics evaluators with the authority to take the appropriate action as per codified sanctions.
12. Requiring all Council members to attend a two-session ethics workshop series.
13. Requiring all senior management staff to attend a two-session ethics workshops series.
14. Requiring all boards and commissioners to attend a one-session ethics workshop series.

Vice-Chair Mohsin asked if items 12-14 were tailored to all the different groups. Staff stated that they were.

Regarding measure #5, Commissioner Ranker asked who would seek out partners. Staff stated that it is not yet decided, but educating the public could encourage groups and explain how they could influence accountability such as with endorsements.

Regarding measure #11, Commissioner Abelardo asked if the 3 paid evaluators will be on retainers. Staff stated that they probably would be so they could be available year round.

Regarding measure, #1, Chair Iloreto asked if there would be a form or checklist to use at the end of meetings. Staff stated that the level of detail to design how each measure would be implemented would be up to each board and commission to decide how appropriate to do it.

Staff reviewed the changes to the code of ethics and noted that a signature line was added at the bottom of the page. After boards and commissioners, senior staff and Council members and candidates go through the training; they would be given the code and be required to sign it at the bottom. The form would be kept on file. Vice-Chair Mohsin asked how long the form is in effect. Staff stated that it is for the length of time in office or until changes are made in the code. Vice-Chair Mohsin asked how changes are tracked. Staff stated that this code is adopted by resolution. Resolutions and amendments to them are numbered.

Commissioner Ranker stated that under "Respect" the word "myself" should be deleted in both the Code and the Behavioral Standards.

Chair Iloreto asked if there would be a steering committee meeting on May 20, 2004. Staff stated that there would be a meeting to review the behaviors only.

Commissioner Lind had a question on Stewardship on the behaviors section regarding the wording, "protect the public trust". After discussion, consensus was reached to using "uphold the public trust".

MOTION to approve the draft Ethics Code and Implementation Plan as amended to be forwarded to City Council for adoption and the Behavioral Standards, subject to minor changes by the Steering Committee and consultant..

M/S: Lind, Pham

Ayes: 7

b. Subcommittee/Task Force Status Reports 9:00 p.m.

Under approval of the Agenda, the standing item was postponed to the next regular CAC meeting of June 2, 2004.

XI.

Adjournment

Chair Iloreto adjourned the meeting at 7:40 pm to the June 2, 2004 meeting.

Respectfully submitted,

Yvonne Andrade, Recording Secretary